



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/617,508	07/11/2003	Gregory McLaughlin	14877.0002	3999

7590 12/31/2007
Brent T. Winder
Jones, Waldo, Holbrook & McDonough
Suite 1500
170 South Main Street
Salt Lake City, UT 84101

EXAMINER

LASTRA, DANIEL

ART UNIT	PAPER NUMBER
----------	--------------

3622

MAIL DATE	DELIVERY MODE
-----------	---------------

12/31/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/617,508

Applicant(s)

MCLAUGHLIN, GREGORY

Examiner

DANIEL LASTRA

Art Unit

3622

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 11 July 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-18 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-18 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date 07/11/2003.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____.

DETAILED ACTION

1. Claims 1-18 have been examined. Application 10/617,508 (METHOD OF PROVIDING CUSTOMIZED COUPON CARDS) has a filing date 07/11/2003.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-8, 11-14, 17 and 18 are rejected under 35 U.S.C. 102(e) as being anticipated by Sheddan (US 2002/0194088).

Claim 1, Sheddan teaches:

A method of providing a customized compilation of discount purchase offers to a user, the method comprising the steps of:

a) collecting one or more discount purchase offers from a merchant (see paragraphs 28, 31);

b) assimilating the collected discount purchase offers into an offer database (see paragraph 28);

c) allowing the user to select one or more desired offers from the offer database (see paragraph 28);

d) allowing the user to select a medium for display and storage of the compilation of discount purchase offers (see paragraphs 28-30);

e) delivering the customized compilation of discount purchase offers, as embedded upon the selected medium, to the user (see paragraph 30).

Claim 2, Sheddan teaches:

wherein the desired offers are categorized (see paragraph 28).

Claim 3, Sheddan teaches:

wherein the compilation of discount purchase offers may be assimilated by a marketing subcontractor (see paragraph 24 "school").

Claim 4, Sheddan teaches:

wherein the compilation of discount purchase offers may be assimilated by a coupon card distribution company (see paragraph 24 "restaurant").

Claim 5, Sheddan teaches:

wherein the user is a local or national merchant (see paragraph 24).

Claim 6, Sheddan teaches:

wherein the user is a licensee (see paragraph 33 "register user").

Claim 7, Sheddan teaches:

wherein the user is a franchisee (see paragraph 33 "organization").

Claim 8, Sheddan teaches:

wherein the user is a local or national fundraising organization (see paragraph 7).

Claim 11, Sheddan teaches:

wherein the medium for display and storage of the compilation of discount purchase offers is a coupon book (see paragraph 26).

Claim 12, Shedd teaches:

wherein the medium for display and storage of the compilation of discount purchase offers is an electronic memory storage device (see paragraph 30).

Claim 13, Shedd teaches:

A method of providing customized coupon cards to a user via a graphical user interface, the method comprising the steps of:

- a) prompting the user to log on to a website (see paragraph 33);
- b) prompting the user to enter a regional indicator (see paragraphs 25, 37);
- c) prompting the user to select a card medium (see paragraphs 28-30);
- d) displaying a plurality of discount purchase offers from national and local merchants that the user will be able to choose from (see paragraphs 28, 31);
- e) prompting the user to select one or more discount purchase offers (see paragraph 28);
- f) displaying pricing information corresponding to the discount purchase offers selected (see paragraph 28);
- g) prompting the user to select a card design (see paragraph 29);
- h) displaying a preview of the offers and card design selected (see paragraph 29);
- i) displaying an overview of the offers and card design selected (see paragraph 30);

- j) prompting the user to select a form of delivery (see paragraph 26);
- k) prompting a user to select a form of payment (see paragraphs 24, 30);
- l) displaying a confirmation of payment received (see paragraphs 26, 30); and
- m) delivering the selected offers and card design to the user (see paragraph 27).

Claim 14, Sheddan teaches:

wherein the national and local merchants' offers may be automatically alphabetized and categorized in a format selected by the user (see paragraph 28).

Claim 17, Sheddan teaches:

wherein the card medium is a coupon book (see paragraph 9).

Claim 18, Sheddan teaches:

wherein the card medium is an electronic memory storage device (see paragraph 30).

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 9, 10, 15 and 16 are rejected under 35 U.S.C. 103(a) as being unpatentable over Sheddan (US 2002/0194088) in view of Long (US 6,572,149).

Claims 9 and 15, Sheddan does not expressly teach:

wherein the medium for display and storage of the compilation of discount purchase offers is a cardstock multi-fold card. However, Long teaches that it is

old and well known in the promotion art to provide customers with a compilation of coupons offers in a multi-fold card stock (see figure1; col 2, lines 39-45). Therefore, it would have been obvious to a person of ordinary skill in the art at the time the application was made, to know that Sheddan would compile coupon offers in multi-fold card stocks, as it is old and well known to do so, as taught by Long.

Claims 10 and 16, Sheddan does not expressly teach wherein the medium for display and storage of the compilation of discount purchase offers is a plastic card. However, Long teaches that it is old and well known in the promotion art to provide customers with a compilation of coupons offers in plastic card stock (see figure1; col 2, lines 39-45). Therefore, it would have been obvious to a person of ordinary skill in the art at the time the application was made, to know that Sheddan would compile coupon offers in plastic card stocks, as it is old and well known to do so, as taught by Long.

Conclusion

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure:

- Cherrypicks Offers New Interactive Mobile Marketing Platform, (Dialog file 9:02398052) teaches a system that allows users to create their own coupon books.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to DANIEL LASTRA whose telephone number is 571-272-6720 and fax 571-273-6720. The examiner can normally be reached on 9:30-6:00.

Application/Control Number:
10/617,508
Art Unit: 3622

Page 7

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, ERIC W. STAMBER can be reached on 571-272-6724. The official Fax number is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

A handwritten signature in black ink, appearing to read "Daniel Lastra", with a stylized, flowing script.

Daniel Lastra
December 24, 2007